

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WISCONSIN

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Stanford Clacks,

Plaintiff,

Case No. 21-CV-611

vs.

Kwik Trip, Inc.,

Defendant.

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**DEFENDANT’S MOTION TO DISMISS FOR FAILURE TO  
PROSECUTE/MOTION TO COMPEL**

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Defendant Kwik Trip, Inc. respectfully moves this Court for an Order to Dismiss for Failure to Prosecute/Motion to Compel.

This Motion is made on the grounds that:

1. Plaintiff has failed to provide any responses to Defendant’s discovery requests, which are more than a month overdue; and
2. Plaintiff has indicated a refusal to appear for his noticed deposition.

This Motion is based upon Rules 26, 30, 33, 34, and 37 of the Federal Rules of Civil Procedure, and upon the supporting memorandum of law, the declaration and exhibits, and upon the files, records and proceedings herein.

Dated: March 4, 2022

*/s/ Emily A. McNee*

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